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USPTO  
100-5 U.S. PTO

04-19-01

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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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100-5 U.S. PTO  
09/807360

04/18/01

## UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 94780.P032C

(maximum 12 characters)

First Named Inventor Avinash L. Ghrnikar, et al.

Title: Service Level Indication and Registration Processing in a Wireless Communication Device

Express Mail Label No. EL 807367065 US

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D. C. 20231

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2.  Applicant Claims Small Entity Status. (37 CFR 1.27)
3.  Specification (Total Pages 35)  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawings(s) (35 USC 113) (Total Sheets 13)
5.  Oath or Declaration (Total Pages 6)
  - a.  Newly Executed (Original or Copy)
  - b.  Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed)
    - i.  DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
    - c.  Unsigned.
6.  Application Data Sheet. (37 CFR 1.76)
7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8.  Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a.  Computer Readable Form (CRF)
  - b.  Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies), or
    - ii.  paper
  - c.  Statement verifying identity of above copies

### ACCOMPANYING APPLICATION PARTS

9.  **Assignment Papers (cover sheet & documents(s))**

10.  a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)

b. Power of Attorney

11.  English Translation Document (if applicable)

12.  a. Information Disclosure Statement (IDS)/PTO-1449

b. Copies of IDS Citations

13.  **Preliminary Amendment**

14.  **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**

15.  Certified Copy of Priority Document(s) (if foreign priority is claimed)

16.  **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**

17.  Other: Express Mail Certification; Supplemental Declaration Pursuant to C.F.R. Sec. 1.132

**18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:**

Continuation      Divisional      Continuation-in-part (CIP)  
 Of Prior Application No.: 09/089,271      Examiner Erika Gary      Group Art Unit 2681

(which is a  continuation/  divisional/  CIP of prior application no. \_\_\_\_\_, which is a  continuation/  divisional/  CIP of prior application no. \_\_\_\_\_) (List entire chain of priority)

**For CONTINUATION AND DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18B. Statement under 37 CFR 3.73(b) for continuing application:**

The undersigned states that Wireless Access (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. 9234 Frame No. 0500 (or a copy of which is attached).

**19. Correspondence Address**

Customer Number or Bar Code Label \_\_\_\_\_  
 or \_\_\_\_\_ (Insert Customer No. or Attach Bar Code Label here)  
 Correspondence Address Below

NAME \_\_\_\_\_

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard

Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (303) 740-1980 FAX (303) 740-6962

Name (PRINT/TYPE): Mark C. Van Ness Registration No.: 39,865

Signature: Mark C. Van Ness Date: 4/18/01

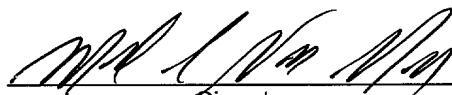
## REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

First Named Inventor Avinash L. Ghirnikar, et al.Title Service Level Indication and Registration Processing in a Wireless Communication DeviceAttorney Docket No. 94780.P032C

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

4/18/01

Date



Signature

Mark C. Van Ness

Typed or Printed Name

39,865

Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months after the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of filing of such foreign or international application.

**Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Send to: Assistant Commissioner for Patents, Washington, D.C. 20231

## FEE TRANSMITTAL FOR FY 2001

TOTAL AMOUNT OF PAYMENT (\$) \$ 1,274.00

## Complete if Known:

Application No. UnassignedFiling Date ConcurrentlyFirst Named Inventor Avinash L. Ghirnikar, et al.Group Art Unit UnknownExaminer Name UnknownAttorney Docket No. 94780.P032C

## METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666  
Deposit Account Name  Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:  Check  
 Credit Card  
 Money Order  
 Other

## FEE CALCULATION

1. BASIC FILING FEE

| <u>Large Entity</u> | <u>Small Entity</u> | <u>Fee Description</u> | <u>Fee Paid</u>                                    |
|---------------------|---------------------|------------------------|--|
| Fee Code            | Fee (\$)            | Fee Code (\$)          |  |
| 101                 | 710                 | 201 355                | Utility application filing fee<br><u>\$ 710.00</u> |
| 106                 | 320                 | 206 160                | Design application filing fee<br><u></u>           |
| 107                 | 490                 | 207 245                | Plant filing fee<br><u></u>                        |
| 108                 | 710                 | 208 355                | Reissue filing fee<br><u></u>                      |
| 114                 | 150                 | 214 75                 | Provisional application filing fee<br><u></u>      |
| SUBTOTAL (1)        |                     |                        | <u>\$ 710.00</u>                                   |

2. EXTRA CLAIM FEES

|                      | <u>Extra Claims</u> | <u>Fee from below</u> | <u>Fee Paid</u> |
|----------------------|---------------------|-----------------------|-----------------|
| Total Claims 38      | - 20** = 18         | X \$ 18.00            | = \$ 324.00     |
| Independent Claims 6 | - 3** = 3           | X \$ 80.00            | = \$ 240.00     |
| Multiple Dependent   |                     |                       | <u></u>         |

\*\*Or number previously paid, if greater; For Reissues, see below.

| <u>Large Entity</u> | <u>Small Entity</u> | <u>Fee Description</u> |
|---------------------|---------------------|------------------------|
| Fee Code            | Fee (\$)            |                        |
| 103                 | 18                  | 203 9                  |
| 102                 | 80                  | 202 40                 |
| 104                 | 270                 | 204 135                |
| 109                 | 80                  | 209 40                 |
| 110                 | 18                  | 210 9                  |

SUBTOTAL (2) \$ 564.00

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity | Small Entity | Fee Description | Fee Paid |  |       |
|--------------|--------------|-----------------|----------|--|-------|
| Fee          | Fee          | Fee             | Fee      |  |       |
| Code         | (\$)         | Code            | (\$)     |  |       |
| 105          | 130          | 205             | 65       | Surcharge - late filing fee or oath  | _____ |
| 127          | 50           | 227             | 25       | Surcharge - late provisional filing fee or cover sheet                     | _____ |
| 139          | 130          | 139             | 130      | Non-English specification  | _____ |
| 147          | 2,520        | 147             | 2,520    | For filing a request for ex parte reexamination                            | _____ |
| 112          | 920*         | 112             | 920*     | Requesting publication of SIR prior to Examiner action                     | _____ |
| 113          | 1,840*       | 113             | 1,840*   | Requesting publication of SIR after Examiner action                        | _____ |
| 115          | 110          | 215             | 55       | Extension for reply within first month                                     | _____ |
| 116          | 390          | 216             | 195      | Extension for reply within second month                                    | _____ |
| 117          | 890          | 217             | 445      | Extension for reply within third month                                     | _____ |
| 118          | 1,390        | 218             | 695      | Extension for reply within fourth month                                    | _____ |
| 128          | 1,890        | 228             | 945      | Extension for reply within fifth month                                     | _____ |
| 119          | 310          | 219             | 155      | Notice of Appeal   | _____ |
| 120          | 310          | 220             | 155      | Filing a brief in support of an appeal                                     | _____ |
| 121          | 270          | 221             | 135      | Request for oral hearing   | _____ |
| 138          | 1,510        | 138             | 1,510    | Petition to institute a public use proceeding                              | _____ |
| 140          | 110          | 240             | 55       | Petition to revive – unavoidable   | _____ |
| 141          | 1,240        | 241             | 620      | Petition to revive - unintentional   | _____ |
| 142          | 1,240        | 242             | 620      | Utility issue fee (or reissue)   | _____ |
| 143          | 440          | 243             | 220      | Design issue fee   | _____ |
| 144          | 600          | 244             | 300      | Plant issue fee  | _____ |
| 122          | 130          | 122             | 130      | Petitions to the Commissioner  | _____ |
| 123          | 130          | 123             | 130      | Petitions related to provisional applications                              | _____ |
| 126          | 180          | 126             | 180      | Submission of Information Disclosure Stmt                                  | _____ |
| 581          | 40           | 581             | 40       | Recording each patent assignment per property (times number of properties) | _____ |
| 146          | 710          | 246             | 355      | For filing a submission after final rejection (see 37 CFR 1.129(a))        | _____ |
| 149          | 710          | 249             | 355      | For each additional invention to be examined (see 37 CFR 1.129(b))         | _____ |
| 179          | 710          | 279             | 355      | Request for Continued Examination (RCE)                                    | _____ |
| 169          | 900          | 169             | 900      | Request for expedited examination of a design application                  | _____ |

Other fee (specify) \_\_\_\_\_

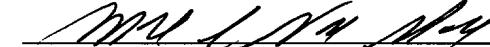
Other fee (specify) \_\_\_\_\_

SUBTOTAL (3) \$ \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

#### SUBMITTED BY:

Typed or Printed Name: Mark C. Van Ness

Signature:  Date: 4/18/01

Reg. Number: 39,865 Telephone Number: (303) 740-1980

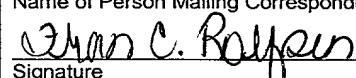
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

#### EXPRESS MAIL CERTIFICATE OF MAILING "Express Mail" Mailing No. EL 807367065 US

I hereby certify that I am causing the above-referenced correspondence to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated below and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Date of Deposit: April 18, 2000

Name of Person Mailing Correspondence: Fran C. Rolfsen

  
Signature

4-18-01  
Date

Serial/Patent No.: Unassigned Filing/Issue Date: Concurrently  
Client: Wireless Access  
Title: Service Level Indication and Registration Processing  
in a Wireless Communication Device  
BSTZ File No.: 94780-P032C Atty/Secty Initials: MCV/fr  
Date Mailed: 4-18-01 Docket Due Date: \_\_\_\_\_  
The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:  
 Amendment/Response (\_\_\_\_ pgs.)  Express Mail No. EL807367065US  Check No. 1420  
 Appeal Brief (\_\_\_\_ pgs.) (in triplicate)  Month(s) Extension of Time  Am\$ 1,274.00  
 Application - Utility (\_\_\_\_ pgs., with cover and abstract)  Information Disclosure Statement & PTO-144 (\_\_\_\_ pgs.)  Check No. \_\_\_\_\_  
 Application - Rule 1.53(b) Continuation (35 pgs.)  Issue Fee Transmittal Amt: \_\_\_\_\_  
 Application - Rule 1.53(b) Divisional (\_\_\_\_ pgs.)  Notice of Appeal \_\_\_\_\_  
 Application - Rule 1.53(b) CIP (\_\_\_\_ pgs.)  Petition for Extension of Time \_\_\_\_\_  
 Application - Rule 1.53(d) CPA Transmittal (\_\_\_\_ pgs.)  Petition for \_\_\_\_\_  
 Application - Design (\_\_\_\_ pgs.)  Postcard \_\_\_\_\_  
 Application - PCT (\_\_\_\_ pgs.)  Power of Attorney (\_\_\_\_ pgs.)  
 Application - Provisional (\_\_\_\_ pgs.)  Preliminary Amendment (32 pgs.)  
 Assignment and Cover Sheet  Reply Brief (\_\_\_\_ pgs.)  
 Certificate of Mailing  Response to Notice of Missing Parts  
 Declaration & POA (6 pgs.)  Small Entity Declaration for Indep. Inventor/Small Business  
 Disclosure Docs. & Orig & Cpy of Inventor's Signed Letter (\_\_\_\_ pgs.)  Transmittal Letter, in duplicate  
 Drawings: 13 # of sheets includes 14 figures  Fee Transmittal, in duplicate  
 Other: Express Mail Certification; Declaration Pursuant  
to 37 C.F.R. Sec. 1.132 (Avinash Ghirnikar)

EL807367065US

"Express Mail" mailing label number: EL 807367065 US

Date of Deposit: April 18, 2001

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Fran C. Rolfsen

(Name of person mailing paper or fee)

Fran C. Rolfsen

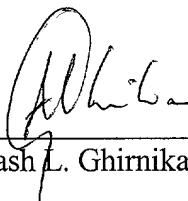
(Signature of person mailing paper or fee)

4-18-01

(Date signed)

Respectfully submitted,

Date 4/10, 2001

  
Avinash L. Ghirnikar

**EXPRESS MAIL CERTIFICATE OF MAILING**

“Express Mail” mailing label number: EL 809367065 US  
Date of Deposit: April 18, 2001

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service “Express Mail Post Office to Addressee” service on the date indicated above and that this paper or fee has been addressed to the Commissioner of Patents and Trademarks, Washington, D. C. 20231

Fran C. Rolfson  
(Typed or printed name of person mailing paper or fee)

Fran C. Rolfson  
(Signature of person mailing paper or fee)

4-18-01  
(Date signed)